

IDAPA 02 - DEPARTMENT OF AGRICULTURE

02.04.13 - RULES GOVERNING RETAIL RAW MILK

DOCKET NO. 02-0413-0901

NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Section 67-5221(1), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Sections 37-308, 37-314, 37-401, 37-403, 37-708, and 37-803, Idaho Code.

MEETING SCHEDULE: Public meetings on the negotiated rulemaking will be held during August and September 2009. Please contact the Idaho State Department of Agriculture (ISDA) at 208-332-8550 to be included on the distribution list for the meeting announcements.

METHOD OF PARTICIPATION: Persons wishing to participate in the informal negotiated rulemaking must do at least one of the following:

Attend the negotiated rulemaking meeting(s) or provide written comments via U.S. Postal Mail, email, or facsimile on or before September 30, 2009.

DESCRIPTIVE SUMMARY: The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principle issues involved:

It is necessary for ISDA to update milk quality and sanitary requirements for raw milk for human consumption, to provide clarity to existing rules for raw milk produced under a "cow share" program. The proposed rule would also eliminate approximately twenty-five (25) pages of outdated rules (the rules were last amended in 1994).

The proposed rule will incorporate by reference the sanitary milk production and milk processing provisions of the 2009 Pasteurized Milk Ordinance, and will also establish sanitary criteria, milk quality, and permitting protocols for "cow share" programs.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the negotiated rulemaking, contact Marv Patten, Bureau Chief, Dairy and CAFO Programs, 208-332-8550 or marv.patten@agri.idaho.gov.

Anyone may deliver written comments regarding the negotiated rulemaking on or before by September 30, 2009.

Signed this 16th Day of July, 2009.

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